

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

COMMONWEALTH OF MASSACHUSETTS,	)	
	)	
Plaintiff,	)	
v.	)	
	)	<b>CIVIL ACTION</b>
	)	<b>NO. 1:20-cv-11600</b>
	)	
UNITED STATES DEPARTMENT OF EDUCATION and BETSY DEVOS, in her official capacity as Secretary of the United States Department of Education,	)	
	)	
Defendants.	)	
	)	

**ADMINISTRATIVE RECORD INDEX**

Education Provisions of the CARES Act, Pub.L. 116-136.....	ED _ 000001
8 USC §1611 .....	ED _ 000071
U.S. Department of Education, “Eligibility of Students at Institutions of Higher Education for Funds Under the Coronavirus Aid, Relief, and Economic Security (CARES) Act, 85 <i>Fed.</i> <i>Reg.</i> 36493-36504 (June 17, 2020 .....	ED _ 000074
U.S. Department of Education CARES Act: Higher Education Emergency Relief Fund Website as of August 2, 2020 .....	ED _ 000090
Letter from Secretary of Education Betsy DeVos to College and University Presidents, dated April 9, 2020 .....	ED _ 000099
Methodology for Calculating Allocations per Section 18004(a)(1) of the CARES Act .....	ED _ 000101
Recipient’s Funding Certification and Agreement. Emergency Financial Aid Grants to Students under the Coronavirus Aid, Relief, and Economic Security (CARES) Act.....	ED _ 000103

Higher Education Emergency Relief Fund Frequently Asked Questions about the Emergency Financial Aid Grants to Students under Section 18004 of the Coronavirus Aid, Relief, and Economic Security (CARES) Act .....	ED _ 000106
U.S. Department of Education, Office of Postsecondary Education, “UPDATED Guidance for interruptions of study related to Coronavirus (COVID-19).....	ED _ 000111
U.S. Department of Education, Press Office, “Secretary DeVos Rapidly Delivers More Than \$6 Billion in Emergency Cash Grants for College Students Impacted by Coronavirus Outbreak, dated April 9, 2020 .....	ED _ 000125
U.S. Department of Education Dear Colleague Letter GEN-15-08, “Citizenship and Immigration Status Documentation”, dated April 30, 2015 .....	ED _ 000127
U. S. Department of Education, Student Financial Aid Handbook, Chapter 2, “U.S. Citizenship & Eligible Noncitizens.....	ED _ 000132
National Center for Education Statistics, Table 311.15, “Number and percentage of students enrolled in degree-granting postsecondary institutions, by distance education participation, location of student, level of enrollment, and control and level of institution: Fall 2017 and fall 2018” .....	ED _ 000160
ICES, IPEDS Data Explorer, 2017-2018, “Twelve-Month full-time equivalent enrollment at Title IV institutions by student level and institution sector .....	ED _ 000162
U.S. Bureau of Labor Statistics, Occupational Employment and Wages, May 2019, “Sales and Related Workers, All Others” .....	ED _ 000164
U.S. Bureau of Labor Statistics, Occupational Outlook Handbook, Management, Postsecondary Education Administrators .....	ED _ 000173
Owen, Laura and Westlund, Erik (2016) "Increasing College Opportunity: School Counselors and FAFSA Completion," <i>Journal of College Access</i> : Vol. 2: Iss. 1, Article 3. ED _ 000175	
<i>Chevon USA, Inc. v. Natural Resources Defense Council, Inc.</i> 467 US 837 (1984). .....	ED _ 000198
<i>Food and Drug Admin. V. Brown &amp; Williamson Tobacco Corp.</i> 529 US 120 (2000) .....	ED _ 000213

<i>Griffin v. Oceanic Contractors, Inc.</i> , 458 US 564 (1982) .....	ED _ 000246
<i>Hall v. US</i> , 566 US 506 (2012) .....	ED _ 000259
<i>Powerex Corp. v. Reliant Energy Services, Inc.</i> , 551 US 224 (2007) .....	ED _ 000276
<i>United Savings Assoc. of Texas v. Timbers of Inwood Forest Assocs., Ltd.</i> , 484 US 365 (1988) .....	ED _ 000288
Mike Baker, <i>Feds Suspect Vast Fraud Network Is Targeting U.S. Unemployment Systems</i> , New York Times, <a href="http://www.nytimes.com/2020/05/16/us/coronavirus-unemployment-fraud-secret-service-washington.html">www.nytimes.com/2020/05/16/us/coronavirus-unemployment-fraud-secret- service-washington.html</a> .....	ED _ 000297